

10/3/07

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LAWRENCE MALLY, on behalf of
himself and all others similarly situated,

Plaintiff,

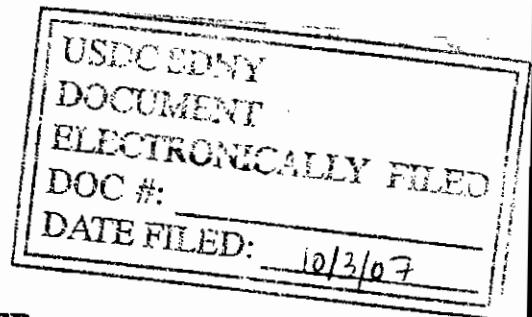
v.

QIAO XING UNIVERSAL TELEPHONE
INC., RUI LIN WU, AND ALBERT
LEUNG,

Defendants.

No. 07-cv-07097 (DLC) (HBP)

ECF CASE



STIPULATION AND [PROPOSED] ORDER

IT IS HEREBY STIPULATED, by and between the undersigned counsel for the parties herein, that after the court enters an order consolidating this action with any related securities class actions, appointing lead plaintiff and lead plaintiff's counsel, defendants' counsel will confer with the court-appointed lead counsel regarding the schedule for the filing of a consolidated amended complaint, and for the filing of defendants' response to that complaint. Defendants will not be required to answer or otherwise respond to the complaint filed on August 9, 2007 in this matter. By entering into this stipulation, Albert Leung does not waive defenses to service of process or jurisdiction and Plaintiff maintains that service of process was duly and properly made upon all defendants in this action and does not concede any defenses to service of process or jurisdiction.

So ordered.

James L. Mally

October 3, 2007

Dated: New York, New York
October 1, 2007

MORRISON & FOERSTER LLP

By: JMC

Jack C. Auspitz
Joel C. Haims
Lily M. Fan
1290 Avenue of the Americas
New York, NY 10104
Telephone: (212) 468-8000
Facsimile: (212) 468-7900

Attorneys for Defendants

KAPLAN FOX & KILSHEIMER LLP

By: J.P. Campisi

Frederic S. Fox
Joel B. Strauss
Jeffrey P. Campisi
850 Third Avenue, 14th Floor
New York, NY 10022
Telephone: (212) 687-1980
Facsimile: (212) 687-7714

Attorneys for Plaintiff

SO ORDERED: _____
U. S. D. J.

5